

OR OTHER EVIDENCE OF INDEBTEDNESS TO A FINANCE COMPANY OR OTHER THIRD PARTY BEFORE MIDNIGHT OF THE FIFTH BUSINESS DAY FOLLOWING THE DAY THE CONTRACT WAS SIGNED OR THE CONSUMER GOODS OR CONSUMER SERVICES WERE PURCHASED; OR

(9) FAIL, WITHIN 10 BUSINESS DAYS OF RECEIVING A BUYER'S NOTICE OF CANCELLATION, TO NOTIFY HIM WHETHER THE SELLER INTENDS TO REPOSSESS OR TO ABANDON ANY SHIPPED OR DELIVERED GOODS.

REVISOR'S NOTE: This section presently appears as Art. 83, §29.

Present §29, which was enacted by Ch. 753, Acts of 1974, provides that "[i]n a connection with any door-to-door sale, it constitutes an unlawful practice, as such term is used in section 21 of this article, for any seller to..." Ch. 609, Acts of 1974, however, repealed §21 of Art. 83 and, in effect, substituted the new concept of an "unfair or deceptive trade practice" as well as new enforcement and other procedures for violations of these practices. As a result, to correct the resultant gap and inconsistency in language in a manner which the Commission believes is faithful to the legislative scheme intended by enactment of Chs. 609 and 753, the term "unfair or deceptive trade practice" is substituted in this section, with a cross-reference to Title 13 of this article.

The only other changes are in style.

The Commission notes that the Federal Regulation, 37 F.R. 22933, after which the source law to this subtitle was patterned, refers in its counterpart to items (1)(i) and (2)(ii) of this section to "Spanish" as an example of what is meant by "the same language as that principally used in the presentation" and "the same language as that used in the contract." The Commission suspects that the absence of this example in present §29 results only from the belief that it was unnecessary and not with any intent to broaden the meaning of the word "language."

14-303. CANCELLATION OF SALE.

IF THE SELLER VIOLATES ANY PROVISION OF §14-302 OF THIS SUBTITLE, THE BUYER MAY CANCEL THE DOOR-TO-DOOR SALE BY NOTIFYING THE SELLER IN ANY MANNER AND BY ANY MEANS OF HIS INTENTION TO CANCEL.